ORIGINAL PK

From:

Mary Riddick

To:

"Vasily_Kandinsky@fcmail.com"@ROUTE_A.GWIA1

Date:

Mon, Jul 12, 1999 12:38 PM

Subject:

Re: In Support of the MEC Letter on MM Docket No. 99-25

Chairman Kennard requested that I acknowledge and review your comment and that it has been forwarded to the FCC Secretary's Office for association with Docket#99-25.

>>> "John Reinhart Esq." <vasily_kandinsky@fcmail.com> 07/09 8:16 PM >>> To: The Honorable William E. Kennard Chairman,

Commissioner Gloria Tristani,

Commissioner Michael Powell

Commissioner Susan Ness

Commissioner Harold Furchgott-Roth

Federal Communications Commission

The Portals 455 Twelfth Street S.W. Washington, DC 20554

cc: President Clinton, Hillary ClintonVice President Al Gore,

Bill Bradley, and George Bush, Jr.

cc: Microradio Empowerment Coalition

MM Docket No. 99-25

Regarding The Creation of Low Power FM Licenses: RM-9242, RM-9208

PRECEIVED

JULIO 1999

PROERA COMMUNICATIONS ON MISSION
OFFICE OF THE SECRETARY

OFFICE

RECEIVED

JUL 2 0 1999

PEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Honorable Chairman Kennard,

We are writing to commend you and the Federal Communications Commission for taking action on an issue of great importance to us - ending the 21-year ban on community access to the airwaves. We have become increasingly concerned about the growing concentration of the media in our country and are pleased that the Commission is responding to public outcry to increase opportunities for local communities to use our radio airwaves.

One of the fundamental tenets of our democracy is to ensure that diverse interests have opportunities to express themselves, not merely to be the recipients of what a handful of other people tell them. It is a nonnegotiable component of our right to a free press and free speech.

Radio is perhaps the most qualified of any media outlet to provide community access. It is a relatively inexpensive medium to produce and is well-suited to cover community issues and local culture. Unfortunately, over the past three years the U.S. radio broadcasting industry has experienced an unprecedented wave of consolidation and mergers. As a result, the electronic medium best suited to inexpensive, local programming has become arguably the most regimented and centralized of our major media. Even a multimillionaire would have trouble entering the radio broadcasting industry today, because economies of scale (permitted by deregulation) demand that a firm own numerous stations in several markets to be even remotely competitive. As for the person of average means, their lot is limited to being a passive consumer of an increasingly monopolistic industry that has less and less competitive pressure to heed the

EX PARTE OR LATE FILED

No. of Copies rec'd OH List A B C D E diverse, local needs of listeners. And, for poor people and others who are considered unimportant to the advertising community, radio increasingly has little to offer. Again, the great tragedy of this situation is that radio is the ideal medium to provide an accessible local service for democratic communications of interest and value to the entire population.

Awarding licenses for new low power FM radio stations would empower local communities with a new public forum to express its many voices, cultures, ideas, and needs. Low power radio stations would create much needed public fora for a variety of groups - including community activists, youth, ethnic and linguistic minorities, the religious community, local artists and cultural associations - and provide a forum for dialogue and debate about important local and public interest issues. These kinds of stations would strengthen community identity in urban neighborhoods, rural towns and other communities which are currently too small to win attention from "mainstream", profit-driven media.

The strong interest in independent radio stations shows that the creation of low power radio service would have wide public support. The tremendous demand for microradio is demonstrated by the emergence of a national Free Radio Movement, widespread civil disobedience, constitutional challenges of the Commission's aggressively enforced 21-year ban, as well as the proliferation of unlicensed community radio stations supported by local government, whose operators broadcast at the risk of financial losses, seizure of property, arrest, and in some cases, imprisonment.

In addition, the Commission has stated that in the last year alone, 13,000 people inquired regarding the possibility of obtaining a license for low power broadcasting in their communities. In support with the efforts of the Microradio Empowerment Coalition (mec@tao.ca), we urge you to legalize microradio in order to benefit non-commercial community groups whose interest in microradio is to communicate, to educate, and to inform, not to make money. We are confident you agree that broad citizen access to information and culture is at the heart of a democratic society.

- Microradio licenses should be awarded for non-commercial use only.
 The current radio spectrum is dominated by commercial media.
 LPFM licenses should go to non-commercial community groups who want to use radio to communicate with their neighbors, not make profit from them.
- Licenses should be held locally, be non-transferable, affordable to all communities, easy to apply for and limited to one per license holder; they should NOT be businesses.
- 3. Power levels should be up to 100 watts in urban areas and up to 250 watts in rural areas.

- 4. The Commission should NOT diminish new low-power stations to "secondary status." It would be a tragedy to take away licenses from low-power community stations just because the Commission subsequently granted a power increase to a pre-existing station or granted a new high power license somewhere nearby.
- 5. The Commission should grant full amnesty for the microbroadcast pioneers who have suffered government seizure and fines. Their property should be returned. They should be granted equal opportunity in applying for and receiving new licenses.
- 6. Problems, technical or otherwise, should be referred to the local voluntary micropower organization for assistance or mediation (e.g. the Ham radio model). The FCC should be the forum of last resort.
- 7. LPFM must be protected and maintained in the future as radio makes the transition from analog to digital broadcasting.
- 8. If the FCC intends to license some commercial stations, they must be licensed last. In this instance, there should be a 2 year "headstart" for non-commercial licenses. The right of citizens to communicate is protected by the Constitution and the FCC's mandate. The right to make money through local radio is not a protection under the FCC's mandate.
- 9. Stations should be locally programmed. However recorded materials such as music, poetry, documentaries, features etc. may be used. Sharing of program materials and resources among micro and community stations is strongly encouraged. No more than 20% of air time from off-site feeds or syndicated tapes.
- 10. Licenses should be awarded to unincorporated non-commercial associations, and non-profit organizations.
- 11. Within two years new spectrum space (including any future digital spectrum space) should be allocated for continued expansion of microradio broadcasters so that any community group that wishes to broadcast has access to available spectrum space (frequencies). Further, all manufacturers of consumer radio receivers for sale in the United States should be required to include this spectrum set aside for microradio broadcasters.
- 12. Licensing fees should be affordable to all communities.

Again, we commend Chairman Kennard and the Commission for your willingness to address these issues. We are hopeful that the creation of a new class of low power FM radio licensing becomes a reality during the Chairman's present term. We look forward to working on making the airwaves more accessible for our local communities.

Signed,

MEC Honorary Chair: Robert W. McChesney, Madison Steering Committee:
Sara Zia Ebrahimi, Philadelphia
Diane Fleming, Philadelphia
Peter Franck, San Francisco
Amanda Huron, Washington, D.C.
Alan Korn, San Francisco
Greg Ruggiero, New York City

Robert W. McChesney-- University Of Illinois, Urbana Noam Chomsky--Massachusetts Institute of Technology Howard Zinn--Professor Emeritus, Boston University Nancy Kranich--Librarian Ron Daniels--Executive Director, Center for Constitutional Rights George Gerbner--Founder, Cultural Environment Movement Edward Herman--Wharton School, University of Pennsylvania Janine Jackson--Fairness and Accuracy in Reporting Mark Crispin Miller--New York University Laura Flanders--national producer for Pacifica Radio David Barsamian--Director, Alternative Radio Elaine Bernard--Harvard Trade Union Program Al Lewis--Organizer ("Grandpa" from the Munsters) Dee Dee Halleck--Deep Dish TV Ben Bagdikian--University of California, Berkeley Loretta Ross--Executive Director, National Center for Human Rights Education Carl Jensen--Founder, Project Censored Ellen Braune--Publicist Jamie Love--Director, Consumer Project on Technology Dan Simon--Founder, Seven Stories Press Juliet Schor--Harvard University Herbert Schiller--Professor Emeritus, University of California, San Diego Barbara Ehrenreich--Author Gloria Steinem--Ms. Mumia Abu-Jamal--Journalist

John Reinhart 3325 Kendall Street Wheat Ridge, Colorado 80033

Kurt Vonnegut-- Author

Demand Justice!
Free Mumia Abu-Jamal!
Free Leonard Peltier!
Free the MOVE 9!
Free Lori Berenson!
Free All Political Prisoners!
Demand Justice!

Sent by FortuneCity Mail at http://www.fortunecity.com

DK-99-25 ORIGINAI

From:

Mary Riddick

To:

"emeitner@vbe.com"@ROUTE A.GWIA1

Date:

Mon, Jul 12, 1999 12:37 PM

Subject:

Re: In Support of the MEC Letter on MM Docket No. 99-25

Chairman Kennard requested that I acknowledge and review your comment and that it has been forwarded to the FCC Secretary's Office for association with Docket#99-25.

>>> Erik A Meitner <emeitner@vbe.com> 07/09 6:54 PM >>>

=To: The Honorable William E. Kennard Chairman,

Commissioner Gloria Tristani,

Commissioner Michael Powell

Commissioner Susan Ness

Commissioner Harold Furchgott-Roth

Federal Communications Commission

The Portals 455 Twelfth Street S.W. Washington, DC 20554

cc: President Clinton, Hillary ClintonVice President Al Gore,

Bill Bradley, and George Bush, Jr.

cc: Microradio Empowerment Coalition

MM Docket No. 99-25

Regarding The Creation of Low Power FM Licenses: RM-9242, RM-9208

FILE SEGRETARY

RECEIVED

JUL 2 0 1999

FEDERAL COMMUNICATIONS COMMISCION
OFFICE OF THE SECRETARY

Dear Honorable Chairman Kennard.

We are writing to commend you and the Federal Communications Commission for taking action on an issue of great importance to us - ending the 21-year ban on community access to the airwaves. We have become increasingly concerned about the growing concentration of the media in our country and are pleased that the Commission is responding to public outcry to increase opportunities for local communities to use our radio airwaves.

EX PARTE OR LATE FILED

One of the fundamental tenets of our democracy is to ensure that diverse interests have opportunities to express themselves, not merely to be the recipients of what a handful of other people tell them. It is a nonnegotiable component of our right to a free press and free speech.

Radio is perhaps the most qualified of any media outlet to provide community access. It is a relatively inexpensive medium to produce and is well-suited to cover community issues and local culture. Unfortunately, over the past three years the U.S. radio broadcasting industry has experienced an unprecedented wave of consolidation and mergers. As a result, the electronic medium best suited to inexpensive, local programming has become arguably the most regimented and centralized of our major media. Even a multimillionaire would have trouble entering the radio broadcasting industry today, because economies of scale (permitted by deregulation) demand that a firm own numerous stations in several markets to be even remotely competitive. As for the person of average means, their lot is limited to being a passive consumer of an increasingly monopolistic

No. of Copies rec'd

industry that has less and less competitive pressure to heed the diverse, local needs of listeners. And, for poor people and others who are considered unimportant to the advertising community, radio increasingly has little to offer. Again, the great tragedy of this situation is that radio is the ideal medium to provide an accessible local service for democratic communications of interest and value to the entire population.

Awarding licenses for new low power FM radio stations would empower local communities with a new public forum to express its many voices, cultures, ideas, and needs. Low power radio stations would create much needed public fora for a variety of groups - including community activists, youth, ethnic and linguistic minorities, the religious community, local artists and cultural associations - and provide a forum for dialogue and debate about important local and public interest issues. These kinds of stations would strengthen community identity in urban neighborhoods, rural towns and other communities which are currently too small to win attention from "mainstream", profit-driven media.

The strong interest in independent radio stations shows that the creation of low power radio service would have wide public support. The tremendous demand for microradio is demonstrated by the emergence of a national Free Radio Movement, widespread civil disobedience, constitutional challenges of the Commission's aggressively enforced 21-year ban, as well as the proliferation of unlicensed community radio stations supported by local government, whose operators broadcast at the risk of financial losses, seizure of property, arrest, and in some cases, imprisonment.

In addition, the Commission has stated that in the last year alone, 13,000 people inquired regarding the possibility of obtaining a license for low power broadcasting in their communities. In support with the efforts of the Microradio Empowerment Coalition (mec@tao.ca), we urge you to legalize microradio in order to benefit non-commercial community groups whose interest in microradio is to communicate, to educate, and to inform, not to make money. We are confident you agree that broad citizen access to information and culture is at the heart of a democratic society.

- Microradio licenses should be awarded for non-commercial use only. The current radio spectrum is dominated by commercial media.
 LPFM licenses should go to non-commercial community groups who want to use radio to communicate with their neighbors, not make profit from them.
- 2. Licenses should be held locally, be non-transferable, affordable to all communities, easy to apply for and limited to one per license holder; they should NOT be businesses.
- 3. Power levels should be up to 100 watts in urban areas and up to

250 watts in rural areas.

- 4. The Commission should NOT diminish new low-power stations to "secondary status." It would be a tragedy to take away licenses from low-power community stations just because the Commission subsequently granted a power increase to a pre-existing station or granted a new high power license somewhere nearby.
- 5. The Commission should grant full amnesty for the microbroadcast pioneers who have suffered government seizure and fines. Their property should be returned. They should be granted equal opportunity in applying for and receiving new licenses.
- Problems, technical or otherwise, should be referred to the local voluntary micropower organization for assistance or mediation (e.g. the Ham radio model). The FCC should be the forum of last resort.
- 7. LPFM must be protected and maintained in the future as radio makes the transition from analog to digital broadcasting.
- 8. If the FCC intends to license some commercial stations, they must be licensed last. In this instance, there should be a 2 year "headstart" for non-commercial licenses. The right of citizens to communicate is protected by the Constitution and the FCC's mandate. The right to make money through local radio is not a protection under the FCC's mandate.
- 9. Stations should be locally programmed. However recorded materials such as music, poetry, documentaries, features etc. may be used. Sharing of program materials and resources among micro and community stations is strongly encouraged. No more than 20% of air time from off-site feeds or syndicated tapes.
- 10. Licenses should be awarded to unincorporated non-commercial associations, and non-profit organizations.
- 11. Within two years new spectrum space (including any future digital spectrum space) should be allocated for continued expansion of microradio broadcasters so that any community group that wishes to broadcast has access to available spectrum space (frequencies). Further, all manufacturers of consumer radio receivers for sale in the United States should be required to include this spectrum set aside for microradio broadcasters.
- 12. Licensing fees should be affordable to all communities.

Again, we commend Chairman Kennard and the Commission for your willingness to address these issues. We are hopeful that the creation of a new class of low power FM radio licensing becomes a reality during the Chairman's present term. We look forward to working on making the airwaves more accessible for our local communities.

Signed,

MEC Honorary Chair:

Robert W. McChesney, Madison

Steering Committee:
Sara Zia Ebrahimi, Philadelphia
Diane Fleming, Philadelphia
Peter Franck, San Francisco
Amanda Huron, Washington, D.C.
Alan Korn, San Francisco
Greg Ruggiero, New York City

Robert W. McChesney-- University Of Illinois, Urbana Noam Chomsky--Massachusetts Institute of Technology Howard Zinn--Professor Emeritus, Boston University Nancy Kranich--Librarian Ron Daniels--Executive Director, Center for Constitutional Rights George Gerbner--Founder, Cultural Environment Movement Edward Herman--Wharton School, University of Pennsylvania Janine Jackson--Fairness and Accuracy in Reporting Mark Crispin Miller--New York University Laura Flanders--national producer for Pacifica Radio David Barsamian--Director, Alternative Radio Elaine Bernard--Harvard Trade Union Program Al Lewis-Organizer ("Grandpa" from the Munsters) Dee Dee Halleck--Deep Dish TV Ben Bagdikian--University of California, Berkeley Loretta Ross--Executive Director, National Center for Human Rights Education Carl Jensen--Founder, Project Censored Ellen Braune--Publicist Jamie Love--Director, Consumer Project on Technology Dan Simon--Founder, Seven Stories Press Juliet Schor--Harvard University Herbert Schiller--Professor Emeritus, University of California, San Diego Barbara Ehrenreich--Author Gloria Steinem--Ms. Mumia Abu-Jamal--Journalist Kurt Vonnegut-- Author

Additional Comments=
name=Erik Meitner
street=433A Hazel Street
city=Oshkosh
state=Wl
zip=54901
=Send to FCC

ORIGINAL

From:

Mary Riddick

To:

"weba@catasonic.com"@ROUTE_A.GWIA1

Date:

Mon, Jul 12, 1999 2:22 PM

Subject:

Re: In Sopport of the MEC Letter on MM Docket No. 99-25

Chairman Kennard requested that I acknowledge and review your comment and that it has been forwarded to the FCC Secretary's Office for association with Docket#99-25.

>>> Weba <weba@catasonic.com> 07/09 5:34 PM >>>

=To: The Honorable William E. Kennard Chairman,

Commissioner Gloria Tristani,

Commissioner Michael Powell

Commissioner Susan Ness

Commissioner Harold Furchgott-Roth

Federal Communications Commission

The Portals 455 Twelfth Street S.W. Washington, DC 20554

cc: President Clinton, Hillary Clinton, Vice President Al Gore,

Bill Bradley, and George Bush, Jr. cc: Microradio Empowerment Coalition

MM Docket No. 99-25

Regarding The Creation of Low Power FM Licenses: RM-9242, RM-9208

RECEIVED

K-99-2

JUL 2 0 1999

PEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY

Dear Honorable Chairman Kennard,

We are writing to commend you and the Federal Communications Commission for taking action on an issue of great importance to us - ending the 21-year ban on community access to the airwaves. We have become increasingly concerned about the growing concentration of the media in our country and are pleased that the Commission is responding to public outcry to increase opportunities for local communities to use our radio airwaves.

One of the fundamental tenets of our democracy is to ensure that diverse interests have opportunities to express themselves, not merely to be the recipients of what a handful of other people tell them. It is a nonnegotiable component of our right to a free press and free speech.

Radio is perhaps the most qualified of any media outlet to provide community access. It is a relatively inexpensive medium to produce and is well-suited to cover community issues and local culture. Unfortunately, over the past three years the U.S. radio broadcasting industry has experienced an unprecedented wave of consolidation and mergers. As a result, the electronic medium best suited to inexpensive, local programming has become arguably the most regimented and centralized of our major media. Even a multimillionaire would have trouble entering the radio broadcasting industry today, because economies of scale (permitted by deregulation) demand that a firm own numerous stations in several markets to be even remotely competitive. As for the person of average means, their lot is limited to being a passive consumer of an increasingly monopolistic

EX PARTE OR LATE FILED

No. of Copies rec'd O+/

industry that has less and less competitive pressure to heed the diverse, local needs of listeners. And, for poor people and others who are considered unimportant to the advertising community, radio increasingly has little to offer. Again, the great tragedy of this situation is that radio is the ideal medium to provide an accessible local service for democratic communications of interest and value to the entire population.

Awarding licenses for new low power FM radio stations would empower local communities with a new public forum to express its many voices, cultures, ideas, and needs. Low power radio stations would create much needed public fora for a variety of groups - including community activists, youth, ethnic and linguistic minorities, the religious community, local artists and cultural associations - and provide a forum for dialogue and debate about important local and public interest issues. These kinds of stations would strengthen community identity in urban neighborhoods, rural towns and other communities which are currently too small to win attention from "mainstream", profit-driven media.

The strong interest in independent radio stations shows that the creation of low power radio service would have wide public support. The tremendous demand for microradio is demonstrated by the emergence of a national Free Radio Movement, widespread civil disobedience, constitutional challenges of the Commission's aggressively enforced 21-year ban, as well as the proliferation of unlicensed community radio stations supported by local government, whose operators broadcast at the risk of financial losses, seizure of property, arrest, and in some cases, imprisonment.

In addition, the Commission has stated that in the last year alone, 13,000 people inquired regarding the possibility of obtaining a license for low power broadcasting in their communities. In support with the efforts of the Microradio Empowerment Coalition (mec@tao.ca), we urge you to legalize microradio in order to benefit non-commercial community groups whose interest in microradio is to communicate, to educate, and to inform, not to make money. We are confident you agree that broad citizen access to information and culture is at the heart of a democratic society.

- Microradio licenses should be awarded for non-commercial use only. The current radio spectrum is dominated by commercial media.
 LPFM licenses should go to non-commercial community groups who want to use radio to communicate with their neighbors, not make profit from them.
- 2. Licenses should be held locally, be non-transferable, affordable to all communities, easy to apply for and limited to one per license holder; they should NOT be businesses.
- 3. Power levels should be up to 100 watts in urban areas and up to

250 watts in rural areas.

- 4. The Commission should NOT diminish new low-power stations to "secondary status." It would be a tragedy to take away licenses from low-power community stations just because the Commission subsequently granted a power increase to a pre-existing station or granted a new high power license somewhere nearby.
- 5. The Commission should grant full amnesty for the microbroadcast pioneers who have suffered government seizure and fines. Their property should be returned. They should be granted equal opportunity in applying for and receiving new licenses.
- 6. Problems, technical or otherwise, should be referred to the local voluntary micropower organization for assistance or mediation (e.g. the Ham radio model). The FCC should be the forum of last resort.
- 7. LPFM must be protected and maintained in the future as radio makes the transition from analog to digital broadcasting.
- 8. If the FCC intends to license some commercial stations, they must be licensed last. In this instance, there should be a 2 year "headstart" for non-commercial licenses. The right of citizens to communicate is protected by the Constitution and the FCC's mandate. The right to make money through local radio is not a protection under the FCC's mandate.
- 9. Stations should be locally programmed. However recorded materials such as music, poetry, documentaries, features etc. may be used. Sharing of program materials and resources among micro and community stations is strongly encouraged. No more than 20% of air time from off-site feeds or syndicated tapes.
- 10. Licenses should be awarded to unincorporated non-commercial associations, and non-profit organizations.
- 11. Within two years new spectrum space (including any future digital spectrum space) should be allocated for continued expansion of microradio broadcasters so that any community group that wishes to broadcast has access to available spectrum space (frequencies). Further, all manufacturers of consumer radio receivers for sale in the United States should be required to include this spectrum set aside for microradio broadcasters.
- 12. Licensing fees should be affordable to all communities.

Again, we commend Chairman Kennard and the Commission for your willingness to address these issues. We are hopeful that the creation of a new class of low power FM radio licensing becomes a reality during the Chairman's present term. We look forward to working on making the airwaves more accessible for our local communities.

Signed,

MEC Honorary Chair:

Robert W. McChesney, Madison

Steering Committee: Sara Zia Ebrahimi, Philadelphia Diane Fleming, Philadelphia Peter Franck, San Francisco Amanda Huron, Washington, D.C. Alan Korn, San Francisco Greg Ruggiero, New York City

Robert W. McChesney-- University Of Illinois, Urbana Noam Chomsky--Massachusetts Institute of Technology Howard Zinn--Professor Emeritus, Boston University Nancy Kranich--Librarian Ron Daniels--Executive Director, Center for Constitutional Rights George Gerbner--Founder, Cultural Environment Movement Edward Herman--Wharton School, University of Pennsylvania Janine Jackson--Fairness and Accuracy in Reporting Mark Crispin Miller--New York University Laura Flanders--national producer for Pacifica Radio David Barsamian--Director, Alternative Radio Stewart Ewen -- Author Elaine Bernard--Harvard Trade Union Program Al Lewis--Organizer ("Grandpa" from the Munsters) Dee Dee Halleck--Deep Dish TV Ben Bagdikian--University of California, Berkeley Loretta Ross--Executive Director, National Center for Human Rights Education Carl Jensen--Founder, Project Censored Ellen Braune-Publicist Jamie Love--Director, Consumer Project on Technology Dan Simon--Founder, Seven Stories Press Juliet Schor--Harvard University Herbert Schiller--Professor Emeritus, University of California, San Diego Barbara Ehrenreich--Author Gloria Steinem--Ms. Mumia Abu-Jamal--Journalist

Additional Comments= name=Louise Baldwin Garretson street=1838 Preston Avenue, Los Angeles city=CA state=90026 zip=

=Send to FCC

Kurt Vonnegut-- Author

ORIGINAL

From:

Mary Riddick

To:

"KaliMantra@aol.com"@ROUTE A.GWIA1

Date:

Mon, Jul 12, 1999 2:21 PM

Subject:

Re: In Support of the MEC Letter on MM Docket No. 99-25

Chairman Kennard requested that I acknowledge and review your comment and that it has been forwarded to the FCC Secretary's Office for association with Docket#99-25.

>>> <KaliMantra@aol.com> 07/09 4:52 PM >>> To: The Honorable William E. Kennard Chairman,

Commissioner Gloria Tristani, Commissioner Michael Powell Commissioner Susan Ness Commissioner Harold Furchgott-Roth

Federal Communications Commission

The Portals 455 Twelfth Street S.W. Washington, DC 20554 cc: President Clinton, Hillary ClintonVice President Al Gore,

Bill Bradley, and George Bush, Jr. cc: Microradio Empowerment Coalition

MM Docket No. 99-25

Regarding The Creation of Low Power FM Licenses: RM-9242, RM-9208

PECELVED

PROPERAL COMMISSION
OFFICE OF THE SECRETARY

DK-99-2

RECEIVED

JUL 2 0 1999

FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY

Dear Honorable Chairman Kennard,

We are writing to commend you and the Federal Communications Commission for taking action on an issue of great importance to us - ending the 21-year ban on community access to the airwaves. We have become increasingly concerned about the growing concentration of the media in our country and are pleased that the Commission is responding to public outcry to increase opportunities for local communities to use our radio airwaves.

One of the fundamental tenets of our democracy is to ensure that diverse interests have opportunities to express themselves, not merely to be the recipients of what a handful of other people tell them. It is a nonnegotiable component of our right to a free press and free speech.

EX PARTE OR LATE FILED

Radio is perhaps the most qualified of any media outlet to provide community access. It is a relatively inexpensive medium to produce and is well-suited to cover community issues and local culture. Unfortunately, over the past three years the U.S. radio broadcasting industry has experienced an unprecedented wave of consolidation and mergers. As a result, the electronic medium best suited to inexpensive, local programming has become arguably the most regimented and centralized of our major media. Even a multimillionaire would have trouble entering the radio broadcasting industry today, because economies of scale (permitted by deregulation) demand that a firm own numerous stations in several markets to be even remotely competitive. As for the person of average means, their lot is limited to being a passive consumer of an increasingly monopolistic

No. of Copies rec'd OHL

industry that has less and less competitive pressure to heed the diverse, local needs of listeners. And, for poor people and others who are considered unimportant to the advertising community, radio increasingly has little to offer. Again, the great tragedy of this situation is that radio is the ideal medium to provide an accessible local service for democratic communications of interest and value to the entire population.

Awarding licenses for new low power FM radio stations would empower local communities with a new public forum to express its many voices, cultures, ideas, and needs. Low power radio stations would create much needed public fora for a variety of groups - including community activists, youth, ethnic and linguistic minorities, the religious community, local artists and cultural associations - and provide a forum for dialogue and debate about important local and public interest issues. These kinds of stations would strengthen community identity in urban neighborhoods, rural towns and other communities which are currently too small to win attention from "mainstream", profit-driven media.

The strong interest in independent radio stations shows that the creation of low power radio service would have wide public support. The tremendous demand for microradio is demonstrated by the emergence of a national Free Radio Movement, widespread civil disobedience, constitutional challenges of the Commission's aggressively enforced 21-year ban, as well as the proliferation of unlicensed community radio stations supported by local government, whose operators broadcast at the risk of financial losses, seizure of property, arrest, and in some cases, imprisonment.

In addition, the Commission has stated that in the last year alone, 13,000 people inquired regarding the possibility of obtaining a license for low power broadcasting in their communities. In support with the efforts of the Microradio Empowerment Coalition (mec@tao.ca), we urge you to legalize microradio in order to benefit non-commercial community groups whose interest in microradio is to communicate, to educate, and to inform, not to make money. We are confident you agree that broad citizen access to information and culture is at the heart of a democratic society.

- Microradio licenses should be awarded for non-commercial use only. The current radio spectrum is dominated by commercial media. LPFM licenses should go to non-commercial community groups who want to use radio to communicate with their neighbors, not make profit from them.
- 2. Licenses should be held locally, be non-transferable, affordable to all communities, easy to apply for and limited to one per license holder; they should NOT be businesses.
- 3. Power levels should be up to 100 watts in urban areas and up to

250 watts in rural areas.

- 4. The Commission should NOT diminish new low-power stations to "secondary status." It would be a tragedy to take away licenses from low-power community stations just because the Commission subsequently granted a power increase to a pre-existing station or granted a new high power license somewhere nearby.
- 5. The Commission should grant full amnesty for the microbroadcast pioneers who have suffered government seizure and fines. Their property should be returned. They should be granted equal opportunity in applying for and receiving new licenses.
- Problems, technical or otherwise, should be referred to the local voluntary micropower organization for assistance or mediation (e.g. the Ham radio model). The FCC should be the forum of last resort.
- LPFM must be protected and maintained in the future as radio makes the transition from analog to digital broadcasting.
- 8. If the FCC intends to license some commercial stations, they must be licensed last. In this instance, there should be a 2 year "headstart" for non-commercial licenses. The right of citizens to communicate is protected by the Constitution and the FCC's mandate. The right to make money through local radio is not a protection under the FCC's mandate.
- 9. Stations should be locally programmed. However recorded materials such as music, poetry, documentaries, features etc. may be used. Sharing of program materials and resources among micro and community stations is strongly encouraged. No more than 20% of air time from off-site feeds or syndicated tapes.
- 10. Licenses should be awarded to unincorporated non-commercial associations, and non-profit organizations.
- 11. Within two years new spectrum space (including any future digital spectrum space) should be allocated for continued expansion of microradio broadcasters so that any community group that wishes to broadcast has access to available spectrum space (frequencies). Further, all manufacturers of consumer radio receivers for sale in the United States should be required to include this spectrum set aside for microradio broadcasters.
- 12. Licensing fees should be affordable to all communities.

Again, we commend Chairman Kennard and the Commission for your willingness to address these issues. We are hopeful that the creation of a new class of low power FM radio licensing becomes a reality during the Chairman's present term. We look forward to working on making the airwaves more accessible for our local communities.

Signed,

MEC Honorary Chair:

Robert W. McChesney, Madison

Steering Committee:
Sara Zia Ebrahimi, Philadelphia
Diane Fleming, Philadelphia
Peter Franck, San Francisco
Amanda Huron, Washington, D.C.
Alan Korn, San Francisco
Greg Ruggiero, New York City

Robert W. McChesney-- University Of Illinois, Urbana Noam Chomsky--Massachusetts Institute of Technology Howard Zinn--Professor Emeritus, Boston University Nancy Kranich--Librarian Ron Daniels--Executive Director, Center for Constitutional Rights George Gerbner-Founder, Cultural Environment Movement Edward Herman--Wharton School, University of Pennsylvania Janine Jackson--Fairness and Accuracy in Reporting Mark Crispin Miller--New York University Laura Flanders--national producer for Pacifica Radio David Barsamian--Director, Alternative Radio Elaine Bernard--Harvard Trade Union Program Al Lewis--Organizer ("Grandpa" from the Munsters) Dee Dee Halleck--Deep Dish TV Ben Bagdikian--University of California, Berkeley Loretta Ross--Executive Director, National Center for Human Rights Education Carl Jensen-Founder, Project Censored Ellen Braune--Publicist Jamie Love--Director, Consumer Project on Technology Dan Simon--Founder, Seven Stories Press Juliet Schor--Harvard University Herbert Schiller--Professor Emeritus, University of California, San Diego Barbara Ehrenreich--Author Gloria Steinem--Ms. Mumia Abu-Jamal--Journalist

Lauren Gofney-- 4231 Gibraltar Drive, Louisville, KY 40299

Kurt Vonnegut-- Author

ORIGINAL

From:

Mary Riddick

To:

"phillipP@SONOMA.EDU"@ROUTE_A.GWIA1

Date:

Mon, Jul 12, 1999 2:24 PM

Subject:

Re: In Support of the MEC Letter on MM Docket No. 99-25

Chairman Kennard requested that I acknowledge and review your comment and that it has been forwarded to the FCC Secretary's Office for association with Docket#99-25.

>>> Peter Phillips <phillipP@SONOMA.EDU> 07/09 6:34 PM >>>

To: The Honorable William E. Kennard Chairman,

Commissioner Gloria Tristani,

Commissioner Michael Powell

Commissioner Susan Ness

Commissioner Harold Furchgott-Roth

Federal Communications Commission

The Portals 455 Twelfth Street S.W. Washington, DC 20554

cc: President Clinton, Hillary Clinton, Vice President Al Gore,

Bill Bradley, and George Bush, Jr.

cc: Microradio Empowerment Coalition

MM Docket No. 99-25

Regarding The Creation of Low Power FM Licenses: RM-9242, RM-9208

RECEIVED

DK-99-25

JUL 2 0 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

EX PARTE OR LATE FILED

Dear Honorable Chairman Kennard,

We are writing to commend you and the Federal Communications Commission for taking action on an issue of great importance to us - ending the 21-year ban on community access to the airwaves. We have become increasingly concerned about the growing concentration of the media in our country and are pleased that the Commission is responding to public outcry to increase opportunities for local communities to use our radio airwaves.

One of the fundamental tenets of our democracy is to ensure that diverse interests have opportunities to express themselves, not merely to be the recipients of what a handful of other people tell them. It is a nonnegotiable component of our right to a free press and free speech.

Radio is perhaps the most qualified of any media outlet to provide community access. It is a relatively inexpensive medium to produce and is well-suited to cover community issues and local culture. Unfortunately, over the past three years the U.S. radio broadcasting industry has experienced an unprecedented wave of consolidation and mergers. As a result, the electronic medium best suited to inexpensive, local programming has become arguably the most regimented and centralized of our major media. Even a multimillionaire would have trouble entering the radio broadcasting industry today, because economies of scale (permitted by deregulation) demand that a firm own numerous stations in several markets to be even remotely competitive. As for the person of average means, their lot is limited to being a passive consumer of an increasingly monopolistic

No. of Copies rec'd OL/ List A B C D E industry that has less and less competitive pressure to heed the diverse, local needs of listeners. And, for poor people and others who are considered unimportant to the advertising community, radio increasingly has little to offer. Again, the great tragedy of this situation is that radio is the ideal medium to provide an accessible local service for democratic communications of interest and value to the entire population.

Awarding licenses for new low power FM radio stations would empower local communities with a new public forum to express its many voices, cultures, ideas, and needs. Low power radio stations would create much needed public fora for a variety of groups - including community activists, youth, ethnic and linguistic minorities, the religious community, local artists and cultural associations - and provide a forum for dialogue and debate about important local and public interest issues. These kinds of stations would strengthen community identity in urban neighborhoods, rural towns and other communities which are currently too small to win attention from "mainstream", profit-driven media.

The strong interest in independent radio stations shows that the creation of low power radio service would have wide public support. The tremendous demand for microradio is demonstrated by the emergence of a national Free Radio Movement, widespread civil disobedience, constitutional challenges of the Commission's aggressively enforced 21-year ban, as well as the proliferation of unlicensed community radio stations supported by local government, whose operators broadcast at the risk of financial losses, seizure of property, arrest, and in some cases, imprisonment.

In addition, the Commission has stated that in the last year alone, 13,000 people inquired regarding the possibility of obtaining a license for low power broadcasting in their communities. In support with the efforts of the Microradio Empowerment Coalition (mec@tao.ca), we urge you to legalize microradio in order to benefit non-commercial community groups whose interest in microradio is to communicate, to educate, and to inform, not to make money. We are confident you agree that broad citizen access to information and culture is at the heart of a democratic society.

- Microradio licenses should be awarded for non-commercial use only. The current radio spectrum is dominated by commercial media.
 LPFM licenses should go to non-commercial community groups who want to use radio to communicate with their neighbors, not make profit from them.
- 2. Licenses should be held locally, be non-transferable, affordable to all communities, easy to apply for and limited to one per license holder; they should NOT be businesses.
- 3. Power levels should be up to 100 watts in urban areas and up to

250 watts in rural areas.

- 4. The Commission should NOT diminish new low-power stations to "secondary status." It would be a tragedy to take away licenses from low-power community stations just because the Commission subsequently granted a power increase to a pre-existing station or granted a new high power license somewhere nearby.
- 5. The Commission should grant full amnesty for the microbroadcast pioneers who have suffered government seizure and fines. Their property should be returned. They should be granted equal opportunity in applying for and receiving new licenses.
- Problems, technical or otherwise, should be referred to the local voluntary micropower organization for assistance or mediation (e.g. the Ham radio model). The FCC should be the forum of last resort.
- 7. LPFM must be protected and maintained in the future as radio makes the transition from analog to digital broadcasting.
- 8. If the FCC intends to license some commercial stations, they must be licensed last. In this instance, there should be a 2 year "headstart" for non-commercial licenses. The right of citizens to communicate is protected by the Constitution and the FCC's mandate. The right to make money through local radio is not a protection under the FCC's mandate.
- 9. Stations should be locally programmed. However recorded materials such as music, poetry, documentaries, features etc. may be used. Sharing of program materials and resources among micro and community stations is strongly encouraged. No more than 20% of air time from off-site feeds or syndicated tapes.
- 10. Licenses should be awarded to unincorporated non-commercial associations, and non-profit organizations.
- 11. Within two years new spectrum space (including any future digital spectrum space) should be allocated for continued expansion of microradio broadcasters so that any community group that wishes to broadcast has access to available spectrum space (frequencies). Further, all manufacturers of consumer radio receivers for sale in the United States should be required to include this spectrum set aside for microradio broadcasters.
- 12. Licensing fees should be affordable to all communities.

Again, we commend Chairman Kennard and the Commission for your willingness to address these issues. We are hopeful that the creation of a new class of low power FM radio licensing becomes a reality during the Chairman's present term. We look forward to working on making the airwaves more accessible for our local communities.

Signed,

Peter Phillips Ph.D.

Director Project Censored Sonoma State University

Steering Committee:

Sara Zia Ebrahimi, Philadelphia

Diane Fleming, Philadelphia

Peter Franck, San Francisco

Amanda Huron, Washington, D.C.

Alan Korn, San Francisco

Greg Ruggiero, New York City

Robert W. McChesney-- University Of Illinois, Urbana

Noam Chomsky--Massachusetts Institute of Technology

Howard Zinn--Professor Emeritus, Boston University

Nancy Kranich--Librarian

Ron Daniels--Executive Director, Center for Constitutional Rights

George Gerbner--Founder, Cultural Environment Movement

Edward Herman--Wharton School, University of Pennsylvania

Janine Jackson--Fairness and Accuracy in Reporting

Mark Crispin Miller--New York University

Laura Flanders--national producer for Pacifica Radio

David Barsamian--Director, Alternative Radio

Stewart Eweb -- Author

Elaine Bernard--Harvard Trade Union Program

Al Lewis--Organizer ("Grandpa" from the Munsters)

Dee Dee Halleck--Deep Dish TV

Ben Bagdikian--University of California, Berkeley

Loretta Ross--Executive Director, National Center for Human Rights Education

Carl Jensen--Founder, Project Censored

Ellen Braune--Publicist

Jamie Love--Director, Consumer Project on Technology

Dan Simon--Founder, Seven Stories Press

Juliet Schor--Harvard University

Herbert Schiller--Professor Emeritus, University of California, San Diego

Barbara Ehrenreich--Author

Gloria Steinem--Ms.

Mumia Abu-Jamal--Journalist

Kurt Vonnegut-- Author

Peter Phillips Ph.D. Sociology Department/Project Censored Sonoma State University 1801 East Cotati Ave. Rohnert Park, CA 94928 707-664-2588

DK-99-25 ORIGINAL

From:

Mary Riddick

To:

"todd@mosquitonet.com"@ROUTE_A.GWIA1

Date:

Mon, Jul 12, 1999 2:22 PM

Subject:

Re: In Support of the MEC Letter on MM Docket No. 99-25

Chairman Kennard requested that I acknowledge and review your comment and that it has been forwarded to the FCC Secretary's Office for association with Docket#99-25.

>>> todd <todd@mosquitonet.com> 07/09 4:56 PM >>>

=To: The Honorable William E. Kennard Chairman,

Commissioner Gloria Tristani,

Commissioner Michael Powell

Commissioner Susan Ness

Commissioner Harold Furchgott-Roth

Federal Communications Commission

The Portals 455 Twelfth Street S.W. Washington, DC 20554

cc: President Clinton, Hillary ClintonVice President Al Gore,

Bill Bradley, and George Bush, Jr.

cc: Microradio Empowerment Coalition

MM Docket No. 99-25

Regarding The Creation of Low Power FM Licenses: RM-9242, RM-9208

PECKLIVED

PROBAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

RECEIVED

JUL 2 0 1999

Dear Honorable Chairman Kennard,

We are writing to commend you and the Federal Communications Commission OFFICE OF THE SECRETARY

for taking action on an issue of great importance to us - ending the 21-year ban on community access to the airwaves. We have become increasingly concerned about the growing concentration of the media in our country and are pleased that the Commission is responding to public outcry to increase opportunities for local communities to use our radio airwaves.

One of the fundamental lenets of our democracy is to ensure that diverse interests have opportunities to express themselves, not merely to be the recipients of what a handful of other people tell them. It is a nonnegotiable component of our right to a free press and free speech.

Radio is perhaps the most qualified of any media outlet to provide community access. It is a relatively inexpensive medium to produce and is well-suited to cover community issues and local culture. Unfortunately, over the past three years the U.S. radio broadcasting industry has experienced an unprecedented wave of consolidation and mergers. As a result, the electronic medium best suited to inexpensive, local programming has become arguably the most regimented and centralized of our major media. Even a multimillionaire would have trouble entering the radio broadcasting industry today, because economies of scale (permitted by deregulation) demand that a firm own numerous stations in several markets to be even remotely competitive. As for the person of average means, their lot is limited to being a passive consumer of an increasingly monopolistic

EX PARTE OR LATE FILED

No. of Copies rec'd_ List A B C D E industry that has less and less competitive pressure to heed the diverse, local needs of listeners. And, for poor people and others who are considered unimportant to the advertising community, radio increasingly has little to offer. Again, the great tragedy of this situation is that radio is the ideal medium to provide an accessible local service for democratic communications of interest and value to the entire population.

Awarding licenses for new low power FM radio stations would empower local communities with a new public forum to express its many voices, cultures, ideas, and needs. Low power radio stations would create much needed public fora for a variety of groups - including community activists, youth, ethnic and linguistic minorities, the religious community, local artists and cultural associations - and provide a forum for dialogue and debate about important local and public interest issues. These kinds of stations would strengthen community identity in urban neighborhoods, rural towns and other communities which are currently too small to win attention from "mainstream", profit-driven media.

The strong interest in independent radio stations shows that the creation of low power radio service would have wide public support. The tremendous demand for microradio is demonstrated by the emergence of a national Free Radio Movement, widespread civil disobedience, constitutional challenges of the Commission's aggressively enforced 21-year ban, as well as the proliferation of unlicensed community radio stations supported by local government, whose operators broadcast at the risk of financial losses, seizure of property, arrest, and in some cases, imprisonment.

In addition, the Commission has stated that in the last year alone, 13,000 people inquired regarding the possibility of obtaining a license for low power broadcasting in their communities. In support with the efforts of the Microradio Empowerment Coalition (mec@tao.ca), we urge you to legalize microradio in order to benefit non-commercial community groups whose interest in microradio is to communicate, to educate, and to inform, not to make money. We are confident you agree that broad citizen access to information and culture is at the heart of a democratic society.

- Microradio licenses should be awarded for non-commercial use only.
 The current radio spectrum is dominated by commercial media.
 LPFM licenses should go to non-commercial community groups who want to use radio to communicate with their neighbors, not make profit from them.
- 2. Licenses should be held locally, be non-transferable, affordable to all communities, easy to apply for and limited to one per license holder; they should NOT be businesses.
- 3. Power levels should be up to 100 watts in urban areas and up to

250 watts in rural areas.

- 4. The Commission should NOT diminish new low-power stations to "secondary status." It would be a tragedy to take away licenses from low-power community stations just because the Commission subsequently granted a power increase to a pre-existing station or granted a new high power license somewhere nearby.
- 5. The Commission should grant full amnesty for the microbroadcast pioneers who have suffered government seizure and fines. Their property should be returned. They should be granted equal opportunity in applying for and receiving new licenses.
- 6. Problems, technical or otherwise, should be referred to the local voluntary micropower organization for assistance or mediation (e.g. the Ham radio model). The FCC should be the forum of last resort.
- 7. LPFM must be protected and maintained in the future as radio makes the transition from analog to digital broadcasting.
- 8. If the FCC intends to license some commercial stations, they must be licensed last. In this instance, there should be a 2 year "headstart" for non-commercial licenses. The right of citizens to communicate is protected by the Constitution and the FCC's mandate. The right to make money through local radio is not a protection under the FCC's mandate.
- 9. Stations should be locally programmed. However recorded materials such as music, poetry, documentaries, features etc. may be used. Sharing of program materials and resources among micro and community stations is strongly encouraged. No more than 20% of air time from off-site feeds or syndicated tapes.
- 10. Licenses should be awarded to unincorporated non-commercial associations, and non-profit organizations.
- 11. Within two years new spectrum space (including any future digital spectrum space) should be allocated for continued expansion of microradio broadcasters so that any community group that wishes to broadcast has access to available spectrum space (frequencies). Further, all manufacturers of consumer radio receivers for sale in the United States should be required to include this spectrum set aside for microradio broadcasters.
- 12. Licensing fees should be affordable to all communities.

Again, we commend Chairman Kennard and the Commission for your willingness to address these issues. We are hopeful that the creation of a new class of low power FM radio licensing becomes a reality during the Chairman's present term. We look forward to working on making the airwaves more accessible for our local communities.

Signed,

MEC Honorary Chair:

Robert W. McChesney, Madison

Steering Committee:
Sara Zia Ebrahimi, Philadelphia
Diane Fleming, Philadelphia
Peter Franck, San Francisco
Amanda Huron, Washington, D.C.
Alan Korn, San Francisco
Greg Ruggiero, New York City

Robert W. McChesney-- University Of Illinois, Urbana Noam Chomsky--Massachusetts Institute of Technology Howard Zinn--Professor Emeritus, Boston University Nancy Kranich--Librarian Ron Daniels--Executive Director, Center for Constitutional Rights George Gerbner--Founder, Cultural Environment Movement Edward Herman--Wharton School, University of Pennsylvania Janine Jackson--Fairness and Accuracy in Reporting Mark Crispin Miller--New York University Laura Flanders--national producer for Pacifica Radio David Barsamian--Director, Alternative Radio Elaine Bernard--Harvard Trade Union Program Al Lewis-Organizer ("Grandpa" from the Munsters) Dee Dee Halleck--Deep Dish TV Ben Bagdikian--University of California, Berkeley Loretta Ross--Executive Director, National Center for Human Rights Education Carl Jensen--Founder, Project Censored Ellen Braune--Publicist Jamie Love--Director, Consumer Project on Technology Dan Simon--Founder, Seven Stories Press Juliet Schor--Harvard University Herbert Schiller--Professor Emeritus, University of California, San Diego Barbara Ehrenreich--Author Gloria Steinem--Ms.

Additional Comments=An informed population is a requirement for democracy. Unfortunately, commercial radio stations cannot be expected to provide a full spectrum of information to it's listeners - their primary mandate is to make a profit, not educate. Microradio would provide an excellent opportunity for the voices which do not make it on commercial radio to be heard.

name=Todd Burnside street=724 Miller Hill Road city=Fairbanks state=AK zip=99709 =Send to FCC

Mumia Abu-Jamal--Journalist Kurt Vonnegut-- Author

ORIGINAL

From:

Mary Riddick

To:

"allanlee@cyberdude.com"@ROUTE A.GWIA1

Date:

Tue, Jul 13, 1999 12:36 PM

Subject:

Re: In Support of the MEC Letter on MM Docket No. 99-25

Chairman Kennard, requested that I acknowledge and review your comment and that it has been forwarded to the FCC Secretary's Office for association with Docket#99-25.

>>> "Allan L. Haskeli" <allanlee@cyberdude.com> 07/12 4:21 PM >>>

From: Alian L. Haskell

P.O. Box 2893

Gainesville, Florida 32602

RECEIVED

JUL 2 0 1999

FEDERAL COMMUNICATIONS COMMISSION

OFFICE OF THE SECRETARY

To: The Honorable William E. Kennard Chairman.

Commissioner Gloria Tristani,

Commissioner Michael Powell

Commissioner Susan Ness

Commissioner Harold Furchgott-Roth Federal Communications Commission

The Portals 455 Twelfth Street S.W. Washington, DC 20554

cc: President Clinton, Hillary Clinton, Vice President Al Gore,

Bill Bradley, and George W Bush

cc: Microradio Empowerment Coalition

MM Docket No. 99-25

Regarding The Creation of Low Power FM Licenses: RM-9242, RM-9208

Dear Honorable Chairman Kennard.

We are writing to commend you and the Federal Communications Commission for taking action on an issue of great importance to us - ending the 21-year ban on community access to the airwaves. We have become increasingly concerned about the growing concentration of the media in our country and are pleased that the Commission is responding to public outcry to increase opportunities for local communities to use our radio airwaves.

One of the fundamental tenets of our democracy is to ensure that diverse interests have opportunities to express themselves, not merely to be the recipients of what a handful of other people tell them. It is a nonnegotiable component of our right to a free press and free speech.

Radio is perhaps the most qualified of any media outlet to provide community access. It is a relatively inexpensive medium to produce and is well-suited to cover community issues and local culture. Unfortunately, over the past three years the U.S. radio broadcasting industry has experienced an unprecedented wave of consolidation and mergers. As a result, the electronic medium best suited to inexpensive, local programming has become arguably the most regimented and centralized of our major media. Even a multimillionaire would have trouble entering the radio broadcasting industry today, because

THE LEVED AND THE PROPERTY OF THE SECRETARY

DK-99-25

EX PARTE OR LATE FILED



economies of scale (permitted by deregulation) demand that a firm own numerous stations in several markets to be even remotely competitive. As for the person of average means, their lot is limited to being a passive consumer of an increasingly monopolistic industry that has less and less competitive pressure to heed the diverse, local needs of listeners. And, for poor people and others who are considered unimportant to the advertising community, radio increasingly has little to offer. Again, the great tragedy of this situation is that radio is the ideal medium to provide an accessible local service for democratic communications of interest and value to the entire population.

Awarding licenses for new low power FM radio stations would empower local communities with a new public forum to express its many voices, cultures, ideas, and needs. Low power radio stations would create much needed public fora for a variety of groups - including community activists, youth, ethnic and linguistic minorities, the religious community, local artists and cultural associations - and provide a forum for dialogue and debate about important local and public interest issues. These kinds of stations would strengthen community identity in urban neighborhoods, rural towns and other communities which are currently too small to win attention from "mainstream", profit-driven media.

The strong interest in independent radio stations shows that the creation of low power radio service would have wide public support. The tremendous demand for microradio is demonstrated by the emergence of a national Free Radio Movement, widespread civil disobedience, constitutional challenges of the Commission's aggressively enforced 21-year ban, as well as the proliferation of unlicensed community radio stations supported by local government, whose operators broadcast at the risk of financial losses, seizure of property, arrest, and in some cases, imprisonment.

In addition, the Commission has stated that in the last year alone, 13,000 people inquired regarding the possibility of obtaining a license for low power broadcasting in their communities. In support with the efforts of the Microradio Empowerment Coalition (mec@tao.ca), we urge you to legalize microradio in order to benefit non-commercial community groups whose interest in microradio is to communicate, to educate, and to inform, not to make money. We are confident you agree that broad citizen access to information and culture is at the heart of a democratic society.

- Microradio licenses should be awarded for non-commercial use only.
 The current radio spectrum is dominated by commercial media.
 LPFM licenses should go to non-commercial community groups who want to use radio to communicate with their neighbors, not make profit from them.
- Licenses should be held locally, be non-transferable, affordable

to all communities, easy to apply for and limited to one per license holder; they should NOT be businesses.

- 3. Power levels should be up to 100 watts in urban areas and up to 250 watts in rural areas.
- 4. The Commission should NOT diminish new low-power stations to "secondary status." It would be a tragedy to take away licenses from low-power community stations just because the Commission subsequently granted a power increase to a pre-existing station or granted a new high power license somewhere nearby.
- 5. The Commission should grant full amnesty for the microbroadcast pioneers who have suffered government seizure and fines. Their property should be returned. They should be granted equal opportunity in applying for and receiving new licenses.
- 6. Problems, technical or otherwise, should be referred to the local voluntary micropower organization for assistance or mediation (e.g. the Ham radio model). The FCC should be the forum of last resort.
- 7. LPFM must be protected and maintained in the future as radio makes the transition from analog to digital broadcasting.
- 8. If the FCC intends to license some commercial stations, they must be licensed last. In this instance, there should be a 2 year "headstart" for non-commercial licenses. The right of citizens to communicate is protected by the Constitution and the FCC's mandate. The right to make money through local radio is not a protection under the FCC's mandate.
- 9. Stations should be locally programmed. However recorded materials such as music, poetry, documentaries, features etc. may be used. Sharing of program materials and resources among micro and community stations is strongly encouraged. No more than 20% of air time from off-site feeds or syndicated tapes.
- 10. Licenses should be awarded to unincorporated non-commercial associations, and non-profit organizations.
- 11. Within two years new spectrum space (including any future digital spectrum space) should be allocated for continued expansion of microradio broadcasters so that any community group that wishes to broadcast has access to available spectrum space (frequencies). Further, all manufacturers of consumer radio receivers for sale in the United States should be required to include this spectrum set aside for microradio broadcasters.
- 12. Licensing fees should be affordable to all communities.

Again, we commend Chairman Kennard and the Commission for your willingness to address these issues. We are hopeful that the creation of a new class of low power FM radio licensing becomes a reality during the Chairman's present term. We look forward to working on making the airwaves more accessible for our local communities.

Signed,

MEC Honorary Chair: Robert W. McChesney, Madison

Steering Committee: Sara Zia Ebrahimi, Philadelphia Diane Fleming, Philadelphia Peter Franck, San Francisco Amanda Huron, Washington, D.C. Alan Korn, San Francisco Greg Ruggiero, New York City

Kurt Vonnegut-- Author

Robert W. McChesney-- University Of Illinois, Urbana Noam Chomsky--Massachusetts Institute of Technology Howard Zinn--Professor Emeritus, Boston University Nancy Kranich--Librarian Ron Daniels--Executive Director, Center for Constitutional Rights George Gerbner--Founder, Cultural Environment Movement Edward Herman--Wharton School, University of Pennsylvania Janine Jackson--Fairness and Accuracy in Reporting Mark Crispin Miller--New York University Laura Flanders--national producer for Pacifica Radio David Barsamian--Director, Alternative Radio Stewart Eweb -- Author Gary Ruskin, Director, Commercial Alert Elaine Bernard--Harvard Trade Union Program Al Lewis--Organizer ("Grandpa" from the Munsters) Dee Dee Halleck--Deep Dish TV Ben Bagdikian--University of California, Berkeley Loretta Ross--Executive Director, National Center for Human Rights Education Carl Jensen--Founder, Project Censored Ellen Braune--Publicist Jamie Love--Director, Consumer Project on Technology Dan Simon--Founder, Seven Stories Press Juliet Schor-Harvard University Herbert Schiller--Professor Emeritus, University of California, San Diego Barbara Ehrenreich--Author Gloria Steinem--Ms. Mumia Abu-Jamal--Journalist